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9 **UNITED STATES DISTRICT COURT**
10 **EASTERN DISTRICT OF CALIFORNIA**
11 **FRESNO DIVISION**

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13 ORALIA GARCIA ESPARZA,) Case No.: 1:21-cv-00991-SKO
14 Plaintiff,) STIPULATION TO REMAND AND
15 vs.) ORDER
16 COMMISSIONER OF SOCIAL SECURITY,) (Doc. 22)
17 Defendant.)
18)

19
20 IT IS HEREBY STIPULATED, by and between the parties, through their undersigned
21 attorneys, and with the approval of the Court, that the Commissioner of Social Security has
22 agreed to a voluntary remand of this case pursuant to sentence four of 42 U.S.C. § 405(g). The
23 purpose of the remand is to offer Plaintiff a new decision.
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25 On remand, the Commissioner will further develop the record as necessary, and issue a
26 new decision. The parties further request that the Clerk of the Court be directed to enter a final
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1 judgment in favor of Plaintiff, and against Defendant, reversing the final decision of the
2 Commissioner.

3
4 Respectfully submitted this 21st day of July, 2022.

5 Dated: July 22, 2022

/s/ Jonathan O. Peña

JONATHAN O. PEÑA

Attorney for Plaintiff

(as approved via email)

8 Dated: July 22, 2022

PHILLIP A. TALBERT

United States Attorney

11 By: /s/ Margaret Lehrkind

MARGARET LEHRKIND

Special Assistant United States Attorney

Attorneys for Defendant

16 **ORDER**

17 Based upon the parties' Stipulation to Voluntary Remand Pursuant to Sentence Four of
18 42 U.S.C. § 405(g) and to Entry of Judgment ("Stipulation to Remand") (Doc. 22), and for cause
19 shown,

20 **IT IS ORDERED** that the above-captioned action is remanded to the Commissioner of
21 Social Security for further proceedings consistent with the terms of the Stipulation to Remand.

22 The Clerk of Court shall enter a final judgment in favor of Plaintiff, and against Defendant,
23 vacating and reversing the final decision of the Commissioner. The Clerk shall also
24 administratively close this file.

25 IT IS SO ORDERED.

27 Dated: July 22, 2022

/s/ Sheila K. Oberto

UNITED STATES MAGISTRATE JUDGE

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